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Attorney Docket No.: 93418.000047  
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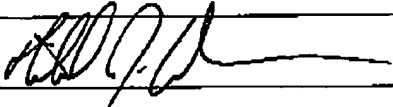
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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/930,654
	Filing Date	August 15, 2001
	First Named Inventor	Treffers, Menno Anne
	Art Unit	2137
	Examiner Name	Popham, Jeffrey D.
	Attorney Docket Number	93418.000047
Total Number of Pages In This Submission	Confirmation Number:	1920

## ENCLOSURES (check all that apply)

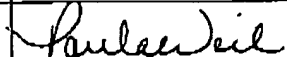
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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Michael J. Didas, Registration No. 55,112 HARTER, SECREST & EMERY LLP		
Signature			
Date	April 17, 2006		

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Type or printed name	Paula Weil		
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**APR 17 2006**

**PATENTS**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Confirmation No: 1920**

<b>Applicant:</b>	<b>Treffers, Menno Anne</b>	<b>Atty. Docket:</b>	<b>93418.000047</b>
<b>Application No.:</b>	<b>09/930,654</b>	<b>Examiner:</b>	<b>Popham, Jeffrey D.</b>
<b>Filed:</b>	<b>August 15, 2001</b>	<b>Art Unit:</b>	<b>2137</b>
<b>Title:</b>	<b>METHOD AND DEVICE FOR CONTROLLING DISTRIBUTION AND USE OF DIGITAL WORKS</b>		

**STATEMENT FOR PLACEMENT IN OFFICIAL FILE**  
**REGARDING STATUS OF APPLICATION**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants submit this paper for placement in the official file to clarify the status of the subject application.

On October 17, 2005, an Office Action was mailed that finally rejected all pending claims of the application.

On February 13, 2006, a response to the Office Action was filed, along with a Petition for Extension of Time (Petition). The Petition purported to extend the time for responding to the Office Action for two months, and authorized a charge of \$450 to Deposit Account No. 14-1270. The Petition indicated that the two-month extension would extend the period for response up to and including February 17, 2005 (of course, this should have been 2006). Applicants note that a two-month extension of time would actually extend the period for response up to and including March 17, 2006.

On March 10, 2006, i.e., within the two-month extended period for response to the Office Action, a Notice of Appeal was filed. According to the United States Patent and Trademark Office's Patent Application Information Retrieval (PAIR) system, the Notice of Appeal has been entered.

Applicants' below-signed representative contacted Supervisory Patent Examiner Emmanuel Moise regarding the above timeline, and particularly to make certain that the Petition was granted to extend the time limit for two months, i.e., to March 17, 2006, thereby providing a proper extension of time for the Notice of Appeal. SPE Moise indicated that \$450 was deducted from Deposit Account No. 14-1270 in response to the Petition, that the Notice of Appeal has been entered, and that the next due date in this application appears to be May 10, 2006, on which date a Notice of Appeal should be filed.

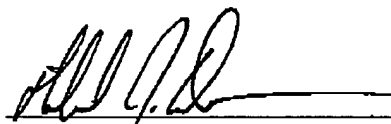
For the foregoing reasons, and as indicated by SPE Moise, no further fees are believed due in this application. Nevertheless, should any fee associated with an extension of time be necessary, such fee should be charged to Deposit Account No. 03-3875.

Moreover, the original patent application transmittal, filed on August 15, 2001, authorized the commissioner to "charge any other fees which may be required, except the issue fee." Pursuant to 37 C.F.R. § 1.136(a)(3), such authorization serves as a constructive petition for extension of time for filing the Notice of Appeal, in the event the Petition filed on February 13, 2006, is not treated as extending the deadline two months.

If necessary, Applicants' below-signed representative may be reached by telephone at (585) 232-6500.

Respectfully submitted,

Dated: April 17, 2006



Michael J. Didas, Registration No. 55,112  
HARTER, SECREST & EMERY LLP  
1600 Bausch & Lomb Place  
Rochester, New York 14604  
Telephone: 585-232-6500  
Fax: 585-232-2152

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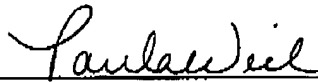
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